

2/14/05

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - February 15, 2005

(The Honorable Ross W. Krumm Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings: _____)

Attys: Debtors: Case Nos.: Trustees:

10:00 A.M.

Allen MICHAEL HATCHER-CH7 7-01-04519 Vogel/SO
Trustee's Motion for Direction regarding Distribution of Exempt Funds of the Debtor -
filed 11/3; #114 – *contd from 12/14 by Order of 12/9*
Answer of Debtor filed 11/12; #115

Lowman PAUL & PATSY WEEKS-CH7 7-01-04932 Krippend/AF
Trustee's Objection to Claim #3: Fleet Credit Card Services
–*CONTD from 12/14*

Bowman RONALD PRICE 04-74795 Krippend/NS
Motion of Trustee to extend time to file Objections to Exemptions or Complaints
re: Discharge/Dischargeability; filed 1/21; #10, 11, 12

Krippend RONALD & MARY KENNEDY 03-3847 Vogel/JJ
Application of Trustee for Compensation for Trustee
filed 12/29; #59 , Ord #64 required notice
-Report of No Objections 2/11; #69; Ord self-executing

Application of Trustee for Compensation for Counsel for Trustee filed 12/29; #60
--Ord of 1/4; #61 granted application of \$943.50

Gillis CYNTHIA HOPKINS 03-4805 Krippend/S
Application for Compensation of Trustee filed 1/18; #35 to #38

Krippend	RANDY MEADOR	04-74129	Vogel/VS
	Objection by Trustee to debtor's claim of exemptions filed 12/30 d/e #26		
Whitehurst	JON & BONNIE WEGRZYN	04-1276	Krippend/SL
	Objection of Trustee to claims #1 of National Bank of Blacksburg #3 of Monogram Credit Card #4 of MBNA America Bank		
Janney	GARY WAYNE HUBBARD-CH7	03-03412	Vogel/LM
	Motion for Compensation: Vogel & Cromwell, Attorney for Trustee, filed 1/7; #43 <i>–Report of No Objections 2/10; #50; hrg cancelled</i> Motion for Compensation: George I. Vogel, Trustee, filed 1/7; #44 <i>–Report of No Objections 2/10; #51; hrg cancelled</i>		
Harrison	C-STORE MGT INC	93-1290	Creasy/NS
	Application for Compensation of Environmental Directions filed by Trustee (Creasy) 12/23; #426 Application for Compensation for Goodman & Co., filed by Trustee (Creasy) 12/23; #427, #430, #434 <i>–Report of No Objections 2/10; # 438; hearing cancelled</i>		
McLean	TED JOHNSON	04-3654	Vogel/SJ
	Motion for Relief - filed 12/10; #36, 37, Citifinancial Mortgage Company (Zimm) <i>contd from 1/6</i> <u>Response filed by TRUSTEE (Vogel) 12/29; # 44</u> <u>Answer filed 2/8; # 70, by creditors, Harold & Jo Ann Vaught (Mason)</u> Motion for Relief filed 12/13, #38, 39 by Gourley & Gourley LLC (Marc E Albert) Answer filed by debtor 12/23; #42 Report of Value of vehicle filed 12/28; #46 <u>Response of Trustee filed 12/29; #44 (Vogel) contd from 1/6</u>		

RWK - 2/15/05 - 10:00 a.m.

Pro se	FRANK G. FARRIER JR	04-3653	Creasy/SJ
	Motion of Trustee to extend time to determine dischargeability filed 1/21; #15 16, 17 <i>–Report of No Objections 2/10; # 27; hearing cancelled</i>		
Hileman	TAMMY KEITH	04-74225	Creasy/VS
	Motion to extend issuance of discharge filed by Trustee (Creasy) on 1/8; #7, 9 <i>–Report of No Objections 2/10; # 11, hearing cancelled</i>		
Ludwig	CINDY SPARKS	04-74838	Krippend/AF
	Objection of Trustee to Debtor Claim of Exemptions filed 1/21; #9, 10,		
McLean	MICHAEL RAKES	-04-74830	Krippend/AF
	Objection of Trustee to Debtor Claim of Exemptions filed 1/21; #8, 9		
Gillis	CALLIE ROBINETTE	04-74783	Krippend/GR
	Objection of Trustee to Debtor claim of exemptions filed 1/21; #13 14		
Delafield	JACKIE & HOLLY LUCAS	04-74786	Krippend/GR
	Objection of Trustee to Debtors' claim of exemptions filed 1/21; #12, 13		
Boitnott	WILLIAM & LORRIE BLACKWELL	04-74839	Krippend/AF
	Motion of Trustee to extend time to file objs to exemptions or complaints re: discharge/dischargeability filed 1/21; #14, 15		
M Giles	DARRELL & TAMMY HAGER	04-74420	McLean/SO
	Motion of U. S. Trustee and Memorandum in Support thereof to Dismiss Case Pursuant to 707(b) filed 1/21; #19, 20; (Cosby) <u>Response filed 2/2; # 22 (Giles)</u>		

RWK - 2/15/05 – 10:00 a.m.

Krippend. JONATHAN & CHIN-HSAN OVERBAY 01-2057 Creasy/
Motion to Avoid Lien of American General Finance filed 12/23; #25
Case re-opened 12/30 subject to pmt of fees; Paid 1/21; #29, 30 ; Case Reopened 1/21
Notice of Hearing on Motion to Avoid Lien filed 1/21; #32

Janney KATHLEEN HAMLIN 04-3493 Allen/NS
Motion for Relief - filed 1/20; #31, 32, 33; *movant certif. Filed 1/24; #35*
Default Order of 2/11 cancels hearing

Krippend. ROBERT & SUZANNE STAGER 04-3788 Vogel/ NS
Motion for Relief filed 1/20; #25 to 29; by Aurora Loan Services (Jaffe)
Response of Trustee (Vogel), filed 1/27; # 30
Response of Debtors filed 1/31; # 31

Shankman KENNETH PEERY 04-74692 Creasy/NS
Objection of Trustee to Debtor's claim of exemptions filed 1/26j; # 8, 9
–Note: Amended Obj filed by trustee 2/2 #14 & set for 3/15 @ 10:00

Jamison NORMAN & SANDRA BLANKENSHIP 04-75070 Vogel/SL
Motion for Relief - filed 1/28; #8, 9, 10 by Beneficial Mortgage Co of Va. (Zimm)

Black VERNA LEWIS 04-74965 Connelly/SL
Motion to Convert case to Chapter 11 subject to payment of \$645.00 fees within 10
days after entry of conversion order filed 2/7; # 20
Amended Motion to Convert/Notice filed 2/9; #21, 22

11:00 A.M.

M. Hart STEPHEN & VICKIE KELLEY-CH13 00-02803 Connelly/SJ
Debtors' Objection to Notice of Default and Request for Fees filed 11/30 *contd from 1/11*
Modified Notice of Default & Request for Fees filed 1/24; #114

RWK - 2/15/05 – 11: 00 a.m.

Bowman	STEPHANIE SMOOT Plan filed 6/23; #6, pre-ECF OBJECTION: of Trustee & Motion Dismiss/convert #14 (Continued from 9/15/04 & 12/15)	7-04-02653	Connelly/SJ
M Giles	GARLAND CRAWFORD Trustee Motion to Dismiss Case filed 12/21; #30	01-00094	Connelly/NS
Shrader	BRIAN & SHANA GRIFFITH Trustee Motion to Dismiss Case filed 12/21; #30	03-3208	Connelly/JM
P Brown	PATRICK HARNEY Motion of Trustee to Dismiss Case filed 12/10; #38	04-1408	Connelly/JM
Jamison	TERRY MONTGOMERY Motion of Trustee to Dismiss Case filed 12/15; #38 – <i>Order of 2/1 withdrew motion</i>	03-492	Connelly/NS
M Hart	CHARLES & MARY DUFF JR Motion of Trustee to Dismiss Case filed 12/22; #37 Motion for Relief - filed 1/10; #43, 44, by Daimler Chrysler Services NA LLC (Higgs) <u>Answer filed 1/17; #49, by debtors</u> – <i>contd from 2/10</i>	04-2884	Connelly/GR

RWK - 2/15/05 – 11:00 a.m.

Hileman	CLIFFORD BRYANT Motion of Trustee to Dismiss Case filed 12/21; #51	03-5119	Connelly/SO
Shrader	JAMES & BETTY JOHNSTON Motion of Trustee to Dismiss Case filed 1/3; #57	00-3392	Connelly/NS
P Brown	ANGEL ALVAREZ Motion of Debtor to extend time to file modified plan filed 2/4; # 31	04-3977	Connelly/GR
Bowman	TRINDA REDMOND-CH13 Notice of Default by Master Financial Inc. (Clarke) filed 12/08; #46; Objection to notice of default filed 12/14; #48; <i>Notice Praecipe Withdrawing Notice of Default filed 12/15; #49</i> AP 04-52: Pre-Trial: Amended Complaint / det. Liens #22, 23 Debtor v. Master Financial Inc (Clarke) – <i>Motion to Dismiss AP filed 1/13; #26, 27 by defendant</i> <u><i>Mot of defendant to continue hearing on Mot to Dismiss filed 1/21; #28</i></u> Obj of Debtor to continuance of Motion to Dismiss filed 2/8; # 29	04-01166	Connelly/SL
Bowman	JANE THOMPSON-C Amended Plan #1, #27, #35 OBJECTION: of Trustee & Motion Dismiss/convert #15 (Continued from 11/10/04 & 12/15)	7-04-01208	Connelly/JM

RWK - 2/15/05 – 11:00 a.m.

Bowman DWAYNE & DEBORAH BISHOP-C 7-04-01207 Connelly/JM
OBJECTIONS: WFS Financial, Inc. (Epps/____); Trustee; Fairbanks Capital Corp.
(Bierman/____)
Trustee's Motion to Dismiss or Convert Case
(Continued w/provisions from 12/15 by order of 12/16, #46)
#17, 18, 24

Motion of Debtor filed 12/17; #48, to extend time to
meet requirements stated in Court

Bowman PATRICIA QUESINBERRY-CH7 7-04-03249 Creasy/JJ
Motion for Order of Contempt against Capital One #14
(Continued from 11/9/04, if Capital One has not paid)

Delafield GARY & MELINDA PERDUE-CH13 7-04-03981 Connelly/GR
Motion for Relief; Citifinancial Mortgage Co. (Zimm/____) v. Debtors and Trustee
filed 11/18/2004; d/e #16, 18
Movant's Certification filed 11/18/04; d/e #17
Answer filed by debtor by counsel 12/01/04; d/e #20
– *contd from 12/14 w/Jan & Feb pmts to be made*

Magee LAKE LANDSCAPE & EROSION CENTER 04-3883 DIP/GR
Status hearing new ch 11 case, #14, 9/28/04

Goldstein PARAMOUNT RENTALS-CH11 7-04-02615 DIP/LM
STATUS Report hearing#3, #12 *contd from 12/14*
**notice docketed as 11:10 time; order shows 11:10 also*

Motion of U. S. Trustee filed 1/12; #39 (Garber) to
convert case to Ch 7 upon failure to comply w/12-23 order
RWK - 2/15/05 – 11:00 a.m.

Janney	FRANKIE DEE FRALIN-CH13 Trustee's Motion to Dismiss Case filed 1/6; #48	03-02201	Connelly/SJ
M. Hart	TONYA L. BROWN-CH13 Trustee's Motion to Dismiss Case filed 1/6; #41	03-02891	Connelly/NS
Shankman	SHERRY WEBB Trustee Motion to Dismiss case filed 1/10; #42	03-2391	Connelly/NS
Copeland	GREEN SPRING SPORT CENTER, INC Show Cause for Failure to Tender Order; #111 – <i>see also 2:00 p.m. hearings contd from 1/25 tel. Conf.</i>	04-02727	DIP/VS
H. Brown	FARLEN ACORD-CH13 Motion to Avoid Lien: Debtor v. American General Finance filed 1/6; #14, 18 <i>-Order of 1/31; #23, withdrew motion</i>	04-75043	Connelly/JJ
Magee	CHARLES GORE Motion of USA to Dismiss Case (#52) (Eckert) - <i>contd from 1/6</i> <u>Response of Debtor to Motion filed 12/22; #55; Supplemental response 1/23; #66</u>	03-03149	DIP/JJ
M Hart	GERALD HOLM Motion to Sell Free & Clear of Liens 40 Corbett St,Salem VA Filed by debtors 1/12; #66 (duplicate) motion filed w/ exhibits to #65 originally filed 1/10	04-1263	Connelly/SJ

RWK - 2/15/05 – 11:00 a.m.

Delafield SHEILA MUBEIDIN 05-70014 Connelly/LM
Motion for Relief from stay IN EM; filed by Homecomings Financial Network on
1/25; #13, 14, 15
Response filed 2/4/05; # 18 - contd from 2/15

11:30 A.M.

Bowman VELVET CABLE 04-00945 Connelly/JJ
Motion for Relief from Co-Debtor Stay & Motion for Relief from Stay; filed
12/27; #108, *movant certif #119*; by Chase Manhattan Mortgage Corp (Sasser/Boylan)
(*stay extended by 12/29 ord*)
Response of debtor filed 1/11 # 117 – contd from 2/10

M. Hart JAMES & AURORA BOWMAN-CH13 7-04-02469 Connelly/SL
Motion #1: Lien Avoidance; Debtors v. Virginia Truck Center *Response by VA Truck
Center [Maxwell])*#28, 38 *contd fr 12/9*

Motion #2: Lien Avoidance; Debtors v. Messick & Hayman Partnership -
\$8,264.27(Huebschman) (*Response by Messick & Hayman [amended]*) #29, 37 *contd
from 12/9*

Motion #3: Lien Avoidance; Debtors v. Messick & Hayman Partnership - \$29,245.89
(*Response by M & H [Huebschman]*)
(Amended 9/10/04) (*contd from 12/9/04*)
#30, 36, 39

RWK 2/15/05/– 2:00 p.m.

2:00 P. M. - MISCELLANEOUS

Copeland GREEN SPRING SPORT CENTER, INC 04-02727 DIP/VS
Motion to Sell Real Estate #80; Motion to Sell Spare Parts & Inventory #88;
(*Esposito repr BB&T; Hutton repr Highland Union Bank; Garber repr. UST*)

Objs, if any, to sale of Bass Pro Shoppe (to be contd from 2/2)

Application for compensation #59, counsel for Debtor, *contd by 2/3 order*

Application to Employ Woltz & Associates Inc as Auctioneers and Motion for
Entry of Order of Retention to Conduct Auction Sale, filed 1/26; #127, 128

Obj: Highlands Union Bank (Hutton) filed 2/11; # 150

Motion for Relief by Branch Banking & Trust (Esposito) filed 1/27; #131, 132

Answer to Motion filed 2/4; # 146; Respondent's certification filed 2/4; # 147

Motion for Relief from stay filed by Highlands Union Bank (Hutton) on 1/27; #133, 134
#135, 141

Response to Motion filed by debtor 2/8; # 148